#### STATE OF IOWA

### DEPARTMENT OF COMMERCE

#### UTILITIES BOARD

IN RE:

DOCKET NO. RPU-02-3

INTERSTATE POWER AND LIGHT
COMPANY

# ORDER GRANTING INTERVENTIONS AND REQUESTS FOR PERMISSION TO APPEAR

(Issued June 5, 2002)

Several petitions to intervene in the pending rate proceeding with Interstate

Power and Light Company (IPL) have been filed with the Utilities Board (Board). The
entities and the dates the petitions were filed are as follows: Iowa Consumers

Coalition (ICC), May 8, 2002; MidAmerican Energy Company (MidAmerican), May 9,
2002; Tyson Foods Corporation (Tyson), May 14, 2002; Maytag Corporation

(Maytag), May 14, 2002; Ag Processing Inc. (Ag Processing), May 15, 2002; CPV

Highlands, L.L.C. (CPV), May 16, 2002; and Swiss Valley Farms, Co. (Swiss Valley),
May 17, 2002. No objections to any of the petitions to intervene were filed.

Each petition alleges an interest in the proceeding. The ICC consists of nine large customers of IPL located in rate zones that were formerly lowa Southern Utilities Company and Interstate Power Company service territories. MidAmerican is an investor-owned rate regulated utility and alleges an interest in any issues of regulatory policy that may arise. Tyson and Maytag are both large customers of IPL and state that electricity costs represent a significant portion of their energy costs.

Ag Processing processes soybeans and is a large IPL customer. CPV is a competitive power supplier and alleges an interest in ensuring regulatory policies that facilitate its participation in Iowa's wholesale power market. Swiss Valley is a dairy cooperative that manufactures, produces, and distributes dairy products, with plants in two of IPL's pricing zones.

The Board will grant the petitions to intervene. All intervenors have alleged unique interests in this proceeding that are not currently represented.

Accompanying the petition to intervene filed by the ICC was a request for permission to appear filed by James M. Bushee and Eric Ciccoretti. Both attorneys are licensed to practice in other states, but not Iowa. Attached to the request was an appearance of Iowa counsel for purposes of service of process pursuant to Iowa Supreme Court rule 116. The request for permission to appear will be granted.

Accompanying the petitions to intervene filed by Tyson and Maytag were requests for permission to appear filed by Stuart W. Conrad. Mr. Conrad is licensed to practice in Missouri, but not Iowa. Attached to the requests were appearances of Iowa counsel for purposes of service of process pursuant to Iowa Supreme Court rule 116. The requests for permission to appear will be granted.

The Board notes that the Lee County Governmental Group, which had previously been granted intervenor status, filed a letter on May 20, 2002, stating that its group had changed its name to the Lee County Energy Users Group to more accurately reflect its current membership. The Board will change its service list to reflect the name change.

## IT IS THEREFORE ORDERED:

- 1. The petitions to intervene filed by the Iowa Consumers Coalition,
  MidAmerican Energy Company, Tyson Foods Corporation, Maytag Corporation, Ag
  Processing Inc., CPV Highlands, L.L.C., and Swiss Valley Farms, Co., are granted.
- 2. The requests for permission to appear filed by James M. Bushee, Eric Ciccoretti, and Stuart W. Conrad are granted.

**UTILITIES BOARD** 

	/s/ Diane Munns
ATTEST:	/s/ Mark O. Lambert

/s/ Judi K. Cooper /s/ Elliott Smith

Executive Secretary

Dated at Des Moines, Iowa, this 5<sup>th</sup> day of June, 2002.